

Conference Engrossed

State of Arizona
Senate
Forty-seventh Legislature
First Regular Session
2005

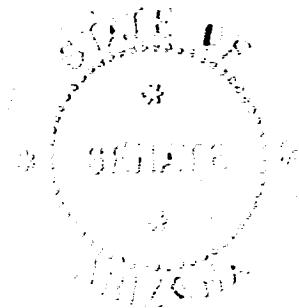
CHAPTER 326

SENATE BILL 1436

AN ACT

AMENDING SECTIONS 33-1437, 33-1452, 33-1454, 33-1476.01, 33-1476.02 AND 33-1476.04, ARIZONA REVISED STATUTES; RELATING TO THE ARIZONA MOBILE HOME PARKS RESIDENTIAL LANDLORD AND TENANT ACT.

(TEXT OF BILL BEGINS ON NEXT PAGE)



Be it enacted by the Legislature of the State of Arizona:

Section 1. Section 33-1437, Arizona Revised Statutes, is amended to read:

33-1437. Education requirements for park managers; complaint; administrative hearing; civil penalty

A. ~~Beginning on January 1, 2000,~~ Within six months after employment as a park manager, a park manager shall complete at least six hours of educational programs and shall complete at least six additional hours of educational programs every two years.

B. A park manager shall post proof of completion of and compliance with the educational program requirements prescribed by this section in a conspicuous place at the mobile home park.

C. A TENANT MAY FILE A COMPLAINT WITH THE DIRECTOR IF, ON REQUEST FROM THE TENANT, THE TENANT'S PARK MANAGER CANNOT PRODUCE PROOF OF COMPLETION OF THE REQUIREMENTS PRESCRIBED IN THIS SECTION. THE DIRECTOR SHALL ISSUE A SHOW CAUSE ORDER TO THE LANDLORD DIRECTING THE LANDLORD TO PROVIDE PROOF THAT THE REQUIREMENTS OF SUBSECTION A HAVE BEEN SATISFIED. IF THE LANDLORD FAILS TO PRODUCE SATISFACTORY EVIDENCE OF COMPLIANCE OR FAILS TO RESPOND WITHIN THIRTY DAYS AFTER SERVICE BY CERTIFIED MAIL OF THE SHOW CAUSE ORDER, THE DIRECTOR SHALL IMPOSE A FIVE HUNDRED DOLLAR CIVIL PENALTY, WITH AN ADDITIONAL FIVE HUNDRED DOLLAR PER MONTH CIVIL PENALTY TO ACCRUE EACH FULL CALENDAR MONTH BEGINNING WITH THE SECOND MONTH FOLLOWING SERVICE OF THE NOTICE OF IMPOSITION OF CIVIL PENALTY. ALL CIVIL PENALTIES SHALL BE EXONERATED IF, WITHIN SIX MONTHS AFTER SERVICE OF THE NOTICE OF IMPOSITION OF CIVIL PENALTY, THE LANDLORD FURNISHES SATISFACTORY EVIDENCE OF COMPLIANCE. OTHERWISE, THE MATTER SHALL BE REFERRED TO THE ATTORNEY GENERAL FOR ENFORCEMENT AND COLLECTION OF THE CIVIL PENALTIES AND A TEN PER CENT SURCHARGE ON THE TOTAL AMOUNT OF THE CIVIL PENALTIES COLLECTED. ALL CIVIL PENALTIES SHALL BE DEPOSITED IN THE STATE GENERAL FUND AND THE TEN PER CENT SURCHARGE SHALL BE DEPOSITED IN THE MOBILE HOME RELOCATION FUND.

Sec. 2. Section 33-1452, Arizona Revised Statutes, is amended to read:

33-1452. Rules and regulations

A. A landlord shall adopt written rules or regulations, however described, concerning the tenant's use and occupancy of the premises. Such rules or regulations are enforceable against the tenant only if:

1. Their purpose is to promote the convenience, safety or welfare of the tenants on the premises, preserve the landlord's property from abusive use, preserve or upgrade the quality of the mobile home park or make a fair distribution of services and facilities held out for the tenants generally.

2. They are reasonably related to the purpose for which adopted.

3. They apply to all tenants on the premises in a fair manner.

4. They are sufficiently explicit in prohibition, direction or limitation of the tenant's conduct to fairly inform the tenant of what must or must not be done to comply.

1 5. They are not for the purpose of evading the obligations of the
2 landlord.

3 6. The prospective tenant has a copy of the current rules and
4 regulations before he THE PROSPECTIVE TENANT enters into the rental
5 agreement.

6 B. A new tenant who brings a mobile home into a mobile home park or
7 who purchases an existing mobile home in a mobile home park shall comply with
8 all current statements of policy and rules or regulations, including those
9 pertaining to the size, condition and appearance of the mobile home, and
10 exterior materials with which the mobile home has been constructed.

11 C. A new tenant who purchases an existing mobile home in a mobile home
12 park shall comply with all current statements of policy and rules and
13 regulations, including those pertaining to the size, condition and appearance
14 of the mobile home and exterior materials with which the mobile home has been
15 constructed, except that the landlord shall not require the replacement of
16 the siding and skirting on a mobile home unless the replacement siding and
17 skirting will significantly change or improve the appearance of the mobile
18 home.

19 D. If any mobile home park owner adds, changes, deletes or amends any
20 rule, notice in writing of all such additions, changes, deletions or
21 amendments shall be furnished to all mobile home tenants thirty days before
22 they become effective by first class or certified mail ~~or by personal~~
23 ~~delivery~~. Any rule or condition of occupancy which is unfair and deceptive
24 or which does not conform to the requirements of this chapter shall be
25 unenforceable. A rule or regulation adopted after the tenant enters into the
26 rental agreement is enforceable against the tenant only if it does not work a
27 substantial modification of ~~his~~ THE rental agreement.

28 E. A person who owns or operates a mobile home park shall not:

29 1. Deny rental unless the mobile home does not meet the requirements
30 of the rules and regulations of the landlord and the statements of policy
31 prescribed pursuant to section 33-1436 or the park resident or prospective
32 resident cannot conform to park rules and regulations.

33 2. Require any person as a precondition to renting, leasing or
34 otherwise occupying a space for a mobile home in a mobile home park to pay an
35 entrance or exit fee of any kind unless for services actually rendered or
36 pursuant to a written agreement.

37 3. Deny any resident of a mobile home park the right to sell the
38 resident's mobile home at a price of ~~his~~ THE RESIDENT'S own choosing during
39 the term of the tenant's rental agreement, but the landlord may reserve the
40 right to approve the purchaser of such mobile home as a tenant but such
41 permission may not be unreasonably withheld, except that the landlord may
42 require, notwithstanding paragraph 6 of this subsection, in order to preserve
43 or upgrade the quality of ~~his~~ THE mobile home park, that any mobile home not
44 in compliance with the landlord's current rules and regulations and
45 statements of policy, in a rundown condition or in disrepair be removed from

1 the park within sixty days. Within ten days of a written request by the
2 seller or prospective purchaser, a landlord shall notify the seller and the
3 prospective purchaser in writing of any reasons for withholding approval of a
4 purchaser pursuant to this paragraph. THE NOTICE TO THE PROSPECTIVE
5 PURCHASER SHALL IDENTIFY THE REASONS FOR DISAPPROVAL WITH REASONABLE
6 SPECIFICITY. THE NOTICE TO THE SELLER SHALL IDENTIFY THE REASONS IN SUMMARY
7 FASHION CONSISTENT WITH APPLICABLE FEDERAL AND STATE CONSUMER PROTECTION LAWS
8 AND SHALL INFORM THE SELLER THAT THE SELLER SHOULD CONSULT WITH THE
9 PROSPECTIVE PURCHASER FOR MORE SPECIFIC DETAILS.

10 4. Exact a commission or fee with respect to the price realized by the
11 tenant selling the mobile home, unless the park owner or operator has acted
12 as agent for the mobile home owner pursuant to a written agreement.

13 5. Require a tenant or prospective tenant to use any specific sales
14 agency, manufacturer, retailer or broker.

15 6. Notwithstanding section 33-1436, subsection C, require an existing
16 tenant to furnish permanent improvements which cannot be removed without
17 damage thereto or to the mobile home space by a tenant at the expiration of
18 the rental agreement. If the landlord includes any requirements for
19 permanent improvements in the rules or statements of policy, these
20 requirements shall not apply to any mobile home already existing in the
21 mobile home park.

22 7. Prohibit a tenant from advertising the sale or exchange of the
23 tenant's mobile home, including the display of a "for sale" or "open house"
24 sign on the dwelling or in the window of the mobile home stating the name,
25 address and telephone number of the owner or agent of the mobile home. The
26 sign may be no larger than twelve inches wide and eighteen inches long. In
27 addition to the display of a sign in the window, the tenants may display the
28 signs on a central posting board in the park which is reasonably accessible
29 to the public seven days a week during daylight hours.

30 F. The landlord or manager of a mobile home park shall include, in
31 rules and regulations, an emergency number to be called when the park is left
32 unattended, regardless of the size of the park.

33 G. The landlord shall not prohibit meetings of tenants with or without
34 invited visiting speakers in the mobile home park relating to mobile home
35 living and affairs in the park community or recreational hall if such
36 meetings are held at reasonable hours and when the facility is not otherwise
37 in use.

38 H. Any improvements made by a tenant such as plants, vines, edgings,
39 gravel, stone or other additions made for the benefit of the tenancy may be
40 removed by the tenant, or by agreement of both parties the landlord may
41 retain the improvements by paying the tenant for their actual cost.

42 I. If a tenant dies, any surviving joint tenant or cotenant continues
43 as tenant with the same rights, privileges and liabilities as if the
44 surviving tenant were the original tenant, with the additional right to

1 terminate the rental agreement by giving sixty days' written notice to the
2 landlord within sixty days after the death of the tenant.

3 J. If a tenant who was sole owner of the mobile home dies during the
4 term of the rental agreement, the tenant's heirs or legal representative have
5 the right to cancel the lease by giving thirty days' written notice to the
6 landlord with the same rights, privileges and liabilities of the original
7 tenant.

8 K. This section does not prohibit a landlord from requiring removal of
9 a mobile home from the mobile home park within sixty days after the sale by a
10 tenant if the mobile home does not meet the current requirements of the rules
11 and regulations and statements of policy, including those pertaining to the
12 size, condition and appearance of the mobile home, and exterior materials
13 with which the mobile home has been constructed.

14 L. On the sale of a mobile home that was manufactured after June 15,
15 1976 to a tenant who is otherwise qualified for tenancy, a landlord shall not
16 require removal of that mobile home from the mobile home park solely because
17 of the age of the mobile home. A landlord may require the removal of a
18 mobile home on the sale of the mobile home solely because of the age of the
19 mobile home if the mobile home was manufactured on or before June 15,
20 1976. This subsection shall not be construed to preclude a landlord from
21 prohibiting a mobile home from being moved into a mobile home park solely
22 because of the age of the mobile home without regard to its date of
23 manufacture.

24 Sec. 3. Section 33-1454, Arizona Revised Statutes, is amended to read:
25 33-1454. Tenant to occupy as a dwelling unit; authority to
26 sublet

27 A. Unless otherwise agreed, the tenant shall occupy ~~his~~ THE TENANT'S
28 mobile home only as a dwelling unit and may sublet, upon written agreement
29 with the park management.

30 B. IF A LANDLORD ADOPTS A POLICY OF PERMITTING SUBLEASING, THE
31 LANDLORD SHALL NOT UNREASONABLY WITHHOLD APPROVAL OF SUBLEASES AND
32 SUBTENANTS. A LANDLORD MAY ADOPT A POLICY THAT PROHIBITS SUBLEASING, BUT
33 THAT POLICY IS NOT EFFECTIVE AGAINST ANY SUBLEASING THAT HAD BEEN APPROVED BY
34 THE LANDLORD AND THAT WAS IN EFFECT AT THE TIME THE SUBLEASING PROHIBITION
35 WAS ADOPTED.

36 C. THIS SECTION SHALL NOT BE CONSTRUED TO REQUIRE ANY LANDLORD TO
37 PERMIT SUBLEASING OF SPACES.

38 Sec. 4. Section 33-1476.01, Arizona Revised Statutes, is amended to
39 read:

40 33-1476.01. Change in use; notices; compensation for moving
41 expenses; payments by the landlord

42 A. The landlord shall notify the director and all tenants in writing
43 of a change in use at least one hundred eighty days before the change in
44 use. The landlord may not increase rent within ninety days before giving
45 notice of a change in use.

1 B. The landlord shall inform all tenants in writing about the mobile
2 home relocation fund established in section 33-1476.02.

3 C. If a tenant is required to move due to a change in use or
4 redevelopment of the mobile home park, the tenant may do either ANY of the
5 following:

6 1. Collect payment from the mobile home relocation fund for the lesser
7 of the actual moving expenses of relocating the mobile home to a new location
8 that is within a fifty mile radius of the vacated mobile home park or five
9 thousand dollars for a single section mobile home or ten thousand dollars for
10 a multisection mobile home. Moving expenses include the cost of taking down,
11 moving and setting up the mobile home in the new location.

12 2. Abandon the mobile home in the mobile home park and collect an
13 amount equal to one-fourth of the maximum allowable moving expense for that
14 mobile home from the mobile home relocation fund. To qualify for abandonment
15 payment pursuant to this paragraph, the tenant shall deliver to the landlord
16 the current title to the mobile home with the notarized endorsement of the
17 owner of record together with complete releases of all liens that are shown
18 on the title AND PROOF THAT ALL TAXES OWING ON THE MOBILE HOME HAVE BEEN PAID
19 TO DATE. The tenant shall provide a copy of these documents to the
20 department of building and fire safety in support of the tenant's application
21 for payment. If the tenant chooses to abandon the mobile home pursuant to
22 this paragraph, the landlord is exempt from making the payments to the fund
23 prescribed in subsection D of this section.

24 3. IF A MOBILE HOME IS RELOCATED TO A LOCATION OUTSIDE OF THE VACATED
25 MOBILE HOME PARK AND, IN THE SOLE JUDGMENT OF THE DIRECTOR, THE MOBILE HOME
26 WAS GROUND SET IN THE MOBILE HOME PARK FROM WHICH IT WAS REMOVED, THE TENANT
27 MAY COLLECT ADDITIONAL MONIES NOT TO EXCEED TWO THOUSAND FIVE HUNDRED DOLLARS
28 FOR THE INCREMENTAL COSTS OF REMOVING A GROUND SET MOBILE HOME. THESE MONIES
29 ARE IN ADDITION TO ANY MONIES PROVIDED PURSUANT TO PARAGRAPH 1 OF THIS
30 SUBSECTION.

31 D. Except as provided in subsection C, paragraph 2 and subsection F of
32 this section AND SECTION 33-1476.04, SUBSECTION D, if there is a change in
33 use the landlord shall pay five hundred dollars for each single section
34 mobile home and eight hundred dollars for each multisection mobile home
35 relocated to the fund for each tenant filing for relocation assistance with
36 the director.

37 E. If a change in use occurs before the time stated in the statements
38 of policy and the landlord does not comply with subsection A of this section
39 and with section 33-1436 and section 33-1476, subsection H, the landlord
40 shall pay to the fund in addition to the monies prescribed in subsection D of
41 this section:

42 1. Five hundred dollars for each mobile home space occupied by a
43 single section mobile home.

44 2. Eight hundred dollars for each mobile home space occupied by a
45 multisection mobile home.

1 F. The landlord is not required to make the payments prescribed in
2 subsections D and E of this section for moving mobile homes owned by the
3 landlord or for moving a mobile home under a contract with the tenant if the
4 tenant does not file for relocation assistance with the director.

5 G. If a change in use occurs within two hundred seventy days of
6 relocations under section 33-1476.04, the landlord shall pay to the fund in
7 addition to the monies prescribed in subsection D of this section:

8 1. Five hundred dollars for each mobile home space occupied by a
9 single section mobile home.

10 2. Eight hundred dollars for each mobile home space occupied by a
11 multisection mobile home.

12 H. The tenant shall submit a contract for relocation of a mobile home
13 for approval to the director within sixty days after the relocation to be
14 eligible for payment of relocation expenses. The director must approve or
15 disapprove the contract within fifteen days after receipt of the contract, or
16 the contract is deemed to be approved. The payment of expenses shall be made
17 as provided in the rules adopted by the director. If the contract is not
18 approved, the tenant may appeal to the hearing officer.

19 I. If this state or a political subdivision of this state exercises
20 eminent domain and the mobile home park is sold or a sale is made to this
21 state or a political subdivision of this state that intends to exercise
22 eminent domain, the state or political subdivision is responsible for the
23 relocation costs of the tenants.

24 J. If a tenant is vacating the premises and has informed the landlord
25 or manager before the change in use notice has been given, the tenant is not
26 eligible for compensation under this section.

27 K. A person who purchases a mobile home already situated in a park or
28 moves a mobile home into a park in which a change in use notice has been
29 given is not eligible for compensation under this section.

30 L. This section does not apply to a change in use if the landlord
31 moves a tenant to another space in the mobile home park at the landlord's
32 expense.

33 Sec. 5. Section 33-1476.02, Arizona Revised Statutes, is amended to
34 read:

35 33-1476.02. Mobile home relocation fund; investment of monies

36 A. The mobile home relocation fund is established consisting of monies
37 collected pursuant to section 33-1476.03 AND ANY SURCHARGE COLLECTED PURSUANT
38 TO SECTION 33-1437. The ~~department~~ DIRECTOR shall administer the fund.

39 B. Fund monies shall be used as prescribed in sections 33-1476.04 and
40 41-2157 and to pay premiums and other costs of purchasing, from a private
41 insurer who is licensed to transact insurance business in this state,
42 insurance coverage for tenant relocation costs due to a change in use as
43 prescribed in section 33-1476.01. Any insurance rebates shall be deposited
44 in the fund. If such insurance is not available, or if the insurance costs
45 exceed the amount available from the fund, the fund shall be used to make

1 direct payments for tenant relocation costs. Monies in the fund in excess of
2 the amount required for these purposes shall be used, as necessary, to
3 support the ~~department's~~ DEPARTMENT OF BUILDING AND FIRE SAFETY'S
4 administration of the hearing function under title 41, chapter 16, article 5
5 AND THE DEPARTMENT OF BUILDING AND FIRE SAFETY'S ADMINISTRATION OF SECTION
6 33-1437, SUBSECTION C.

7 C. On notice from the ~~department~~ DIRECTOR, the state treasurer shall
8 invest and divest monies in the fund as provided by section 35-313, and
9 monies earned from investment shall be credited to the fund. Any unexpended
10 and unencumbered monies remaining in the fund at the end of the fiscal year
11 do not revert to the state general fund but remain in the fund, separately
12 accounted for, as a contingency reserve.

13 D. The director may adopt, amend or repeal rules pursuant to title 41,
14 chapter 6 for the administration of the fund. Fund monies shall be paid to
15 the department of building and fire safety to offset the costs of
16 administering the fund including the direct and indirect costs of processing
17 applications for reimbursement submitted under section 41-2157 AND
18 ADMINISTERING THE DIRECT AND INDIRECT COSTS OF SECTION 33-1437,
19 SUBSECTION C. The attorney general shall review the costs charged to the
20 fund.

21 Sec. 6. Section 33-1476.04, Arizona Revised Statutes, is amended to
22 read:

23 33-1476.04. Relocations due to rent increase; mobile home
24 relocation fund; applicability

25 A. A tenant is eligible for payment from the mobile home relocation
26 fund if all of the following conditions are met:

27 1. The tenant resides in a mobile home that is owned by the tenant and
28 that is located in a mobile home park.

29 2. A rent increase will be effective at the expiration or renewal of
30 the tenant's rental agreement.

31 3. The rent increase either singly or in combination during any
32 consecutive twelve month period is more than a total of ten per cent plus the
33 current increase in the consumer price index over the most recent one year
34 period before the date of the notice of the rent increase. ~~IN~~ FOR THE
35 PURPOSES OF this paragraph, "consumer price index" means the "west-A" index
36 that is published by the United States department of labor, bureau of labor
37 statistics, and that demonstrates changes in prices in certain cities in the
38 western United States.

39 B. A landlord who increases rent as prescribed by subsection A of this
40 section shall give written notice of the applicability of this section to all
41 affected tenants.

42 C. A tenant is eligible to receive relocation expenses pursuant to
43 subsection A of this section as follows:

44 1. At least thirty days before the effective date of the rent increase
45 that exceeds the limits prescribed by subsection A of this section, the

1 tenant shall submit a contract for relocation of the mobile home to the
2 director for approval and to the landlord.

3 2. Before the effective date of the rent increase, the tenant shall
4 relocate the mobile home or have a fully signed contract with a licensed
5 moving company to move the mobile home to a specific location by a specific
6 date and must have moved the mobile home pursuant to that contract within
7 forty-five days after the effective date of the rent increase.

8 3. The director shall approve or disapprove the contract submitted
9 within fifteen days after receipt of the contract, and the contract is deemed
10 to be approved on the sixteenth day if the director takes no action. The
11 payment of relocation expenses shall be made at or before the time of
12 relocation as provided in rules adopted by the director. If the contract is
13 not approved, the tenant may appeal to an administrative law judge pursuant
14 to title 41, chapter 16, article 5. The tenant shall provide notice pursuant
15 to section 33-1451, subsection A, paragraph 6 if the tenant relocates.

16 4. On approval, the tenant is eligible for the lesser of the actual
17 moving expenses of relocating the mobile home or five thousand dollars for a
18 single section mobile home or ten thousand dollars for a multisection mobile
19 home. Compensable moving expenses include the cost of taking down, moving
20 and setting up the mobile home in the new location if the mobile home is
21 relocated to a residential location within a one hundred mile radius of the
22 vacated mobile home park.

23 D. AS AN ALTERNATIVE TO RECEIVING PAYMENT AS PRESCRIBED IN SUBSECTION
24 C OF THIS SECTION, A TENANT WHO IS ELIGIBLE TO RECEIVE PAYMENT PURSUANT TO
25 SUBSECTION A OF THIS SECTION MAY ABANDON THE MOBILE HOME IN THE MOBILE HOME
26 PARK AND COLLECT AN AMOUNT EQUAL TO ONE-FOURTH OF THE MAXIMUM ALLOWABLE
27 MOVING EXPENSE FOR THAT MOBILE HOME FROM THE MOBILE HOME RELOCATION FUND. TO
28 QUALIFY FOR AN ABANDONMENT PAYMENT PURSUANT TO THIS SUBSECTION, THE TENANT
29 SHALL DELIVER TO THE LANDLORD THE CURRENT TITLE TO THE MOBILE HOME WITH THE
30 NOTARIZED ENDORSEMENT OF THE OWNER OF RECORD TOGETHER WITH COMPLETE RELEASES
31 OF ALL LIENS THAT ARE SHOWN ON THE TITLE AND PROOF THAT ALL TAXES OWING ON
32 THE MOBILE HOME HAVE BEEN PAID TO DATE. THE TENANT SHALL PROVIDE A COPY OF
33 THESE DOCUMENTS TO THE DEPARTMENT OF BUILDING AND FIRE SAFETY IN SUPPORT OF
34 THE TENANT'S APPLICATION FOR PAYMENT. IF THE TENANT CHOOSES TO ABANDON THE
35 MOBILE HOME PURSUANT TO THIS SUBSECTION, THE LANDLORD IS EXEMPT FROM MAKING
36 THE PAYMENTS TO THE FUND PRESCRIBED IN SECTION 33-1476.01, SUBSECTION D.

37 ~~D.~~ E. This section does not apply to rent increases that are
38 prescribed in a written rental agreement.

39 ~~E.~~ F. Nothing in this section shall be construed to make any rent
40 increase unreasonable.

APPROVED BY THE GOVERNOR MAY 20, 2005.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 20, 2005.

Passed the House April 18, 20 05,

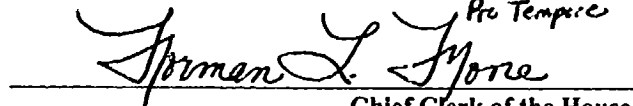
by the following vote: 51 Ayes,

6 Nays, 3 Not Voting



Speaker of the House

Pro Tempore



Chief Clerk of the House

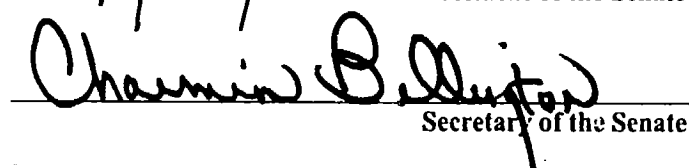
Passed the Senate March 8, 20 05,

by the following vote: 26 Ayes,

2 Nays, 2 Not Voting



President of the Senate



Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

_____ day of _____, 20____,

at _____ o'clock _____ M.

Secretary to the Governor

Approved this _____ day of

_____, 20____,

at _____ o'clock _____ M.

Governor of Arizona

S.B. 1436

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this _____ day of _____, 20____,

at _____ o'clock _____ M.

Secretary of State

HOUSE FINAL PASSAGE
as per Joint Conference

Passed the House May 10, 2005,
by the following vote: 33 Ayes,

19 Nays, 8 Not Voting



Speaker of the House
Pro Tempore

Norman L. Moore
Chief Clerk of the House

SENATE FINAL PASSAGE
as per Joint Conference

Passed the Senate May 4, 2005,
by the following vote: 26 Ayes,

3 Nays, 1 Not Voting



President of the Senate

Charmine Bellington
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor

this 11th day of May, 2005.

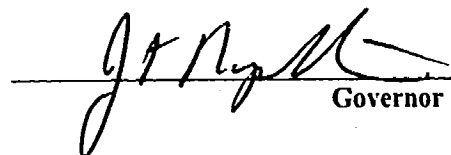
at 11:30 o'clock a. M.

Wendy L. Barra
Secretary to the Governor

Approved this 20 day of

May, 2005,

at 9:45 o'clock A. M.


Governor of Arizona

S.B. 1436

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE
This Bill was received by the Secretary of State

this 20 day of May, 2005.

at 3:03 o'clock P. M.

Janice K. Brewer
Secretary of State